

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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February 24, 2004

FROM: **DAVID H. SLAUGHTER**, Director
Real Estate Services Department

KEN A. MILLER, Director
Department of Public Works – Transportation

SUBJECT: APPRAISAL AND ACQUISITION OF TEMPORARY RIGHTS-OF-ENTRY

RECOMMENDATIONS:

1. Approve Appraisal No. 04-01, dated January 13, 2004, copies of which are on file with Real Estate Services Department (RES D).
2. Authorize RES D to acquire the necessary temporary rights-of-entry (TRE's) from 10 parcels located on the east side of Pepper Street between Sixth Street and Ninth Street in the Bloomington area.

BACKGROUND INFORMATION: Effective January 1, 2000, the Safe Routes to School Program (SR2S) was created by the enactment of AB1475, which authorizes the use of Federal Transportation funds administered by the California Department of Transportation (Caltrans) for construction of safety projects including bicycle lanes and pedestrian sidewalks. This program was initiated in an effort to reduce the potential for injuries and fatalities to children en route to and from school. Counties and cities throughout California compete for available funding. Selection for funding depends on the ability of the participants to develop a comprehensive and unified approach to improving the safety of pedestrian and bicycle routes to and from schools.

On May 21, 2002, the Board approved the submission of grant applications for twenty-two SR2S projects. On October 25, 2002, Caltrans notified the Department of Public Works (DPW) that the Pepper Street project was listed as eligible for funding under the SR2S program. A construction contract is scheduled to be awarded in June 2004.

The Transportation Design Division of DPW requested RES D complete an appraisal and make offers to acquire temporary rights-of-entry on ten parcels that are necessary for the construction of sidewalks, curbs, and gutters on the east side of Pepper Street between Sixth Street and Ninth Street in the vicinity of Crestmore Elementary School in Bloomington.

The temporary rights-of-entry necessary for the construction of curbs and gutters and for the relocation of fences and the reconstruction of driveways and walkways are as follows:

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Parcel No.	Ownership Assessor's Parcel No.	Parcel size (square feet)	Area of TRE (square feet)
TRE-1	Juan Arellano 0259-133-01 and 02	6,750	500
TRE-2	David Cardoza and Julio A. Cardona 0259-133-03 and 04	6,750	500
TRE-3 & TRE-4	Jose de Jesus Lomeli and Marcela G. Aguilar de Lomeli 0259-133-05 and 06	7,763	575
TRE-5	Manuel V. Martinez and Luz A. Martinez 0259-133-27	11,138	825
TRE-6	Green Acres Memorial Park Association 0259-133-09	7,841	750
TRE-7	Green Acres Memorial Park Association 0259-124-18, 19 and 20	13,500	1,000
TRE-8	Tony V. Reyes and Dora A. Reyes 0259-124-21	7,763	575
TRE-9	Luis A. Ortiz 0259-124-01	7,763	1,575
TRE-10	Daniel Martinez and Maria Martinez 0259-123-31	7,875	2,048
TRE-11	Roberto Zambrano 0259-123-01	6,615	1,895

REVIEW AND APPROVAL BY OTHERS: This item has been reviewed by County Counsel (Charles S. Scolastico, Deputy County Counsel, 387-5481) on January 28, 2004; DPW (Richard Bronstrup, Transportation Design Chief, 387-7939) on January 28, 2004; and the County Administrative Office [Daniel R. Kopp (387-3828) and Tom Forster (387-4635), Administrative Analysts] on February 11, 2004.

FINANCIAL IMPACT: The total cost for the acquisition of the TRE's is \$2,415, which includes related costs of \$1,130 to reimburse certain owners for shrubbery and trees. The total project cost is estimated at \$179,300. SR2S funds is the source for \$161,370 (90%) of this cost. The remaining \$17,930 (10%) will be paid from the Transportation Department's Road Operations Fund (SAA TRA).

COST REDUCTION REVIEW: The County Administrative Office has reviewed this item, concurs with the department's and RESD's proposal, and recommends this action based on the need to complete the construction of sidewalks, curbs, and gutters, and enhance the safety of children en route to and from school.

SUPERVISORAL DISTRICT: Fifth

PRESENTER: David H. Slaughter, Director, 387-7813

LK 387-7823 inf 387-7819